

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Servants - Allegation of allowing unauthorized constructions against Sri V. Narayana, Asst City Planner, (Retd). Implementation of the Andhra Pradesh Administration Tribunal Orders - Cancellation of Earlier order - Further action dropped - Orders -Issued

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.III) DEPARTMENT

G.O.Rt.No. 1048

Dated: 01/08/2012
Read the following:

1. G.O.Rt. No 98.,MA&UD (E) Dept.dt 30.01.2002.
2. G.O.Rt.No702.,MA&UD (Vig.III) Dept.dt 16.05.2008.
3. From Smt Chandana Khan IAS COI,Lr.No.783/COI-\CK/A2/08, dt: 19.04.2010.
4. G.O. Rt. No. 1555 MA&UD (Vig.III) Dept dt .29.11.2011
5. From the Hon'ble A.P.AT., Orders dt: 07.09.2010. in O.A.No.4109/10.
6. From the Hon'ble A.P.AT., C.A.No.1737/10 in O.A.No.4109/10 filed by Sri V.Narayana, ACP, (Retd).
7. From Hon'ble High Court orders dt: 31.01.2011 in W.P.No.1214/11.

O R D E R :

In the reference 1st read above, Government have framed charges against Sri V. Narayana, ACP, (Retd) for allowing Unauthorized construction at premises No. 6-3-139/A Raj Bhavan Road, Hyderabad, erstwhile Municipal Corporation of Hyderabad.

2. Sri V. Narayana, ACP (Retd) has submitted his Written Statement of Defence. After examination of the written statement of Defense, Government have appointed Smt Chandana Khan, IAS & COI as Inquiring Authority to enquire into the charges vide reference 2nd read above.

3. In the reference 3rd read, above the Inquiry Authority has submitted her enquiry report to Government, wherein he held that charges framed against Sri V. Narayana, ACP (Retd) are proved.

4. In the reference 4th read above, after due procedure, Government have imposed punishment of 5% cut in pension for a period of three years.

5. In the reference 5th read, Sri V. Narayana, ACP (Retd) has filed O.A. No. 4109/10 against the charges. The Hon'ble Tribunal in its order dt: 07.09.2010 disposal of the case as follows:

“directed the respondent to complete the departmental enquiries within three months from the date of receipt of this order. Failing to do so, all the departmental proceedings pending against the applicant are deemed to have been dropped and the applicant shall be paid full pension and retirement benefits with interest at 8% per annum from that date till date of payment. But interest on the gratuity shall be as prescribed under the relevant rules. The respondents are further directed to pay a sum Rs 3,000/- towards costs of this O.A. to the applicant.”

6. In the reference 6th read above, Sri V. Narayana, ACP (Retd) has filed Contempt case No.1737/10 for non implementation of the Tribunal orders in the reference 5th read above.

P.T.O.

7. In the reference 7th read above, after examining the matter Government have filed W.P. 1214/11 against the Hon'ble Tribunal orders. The Hon'ble A.P. High Court in its orders dt: 31.01.2011, disposed of the case as follows:

“ we are of view that the time granted by the Tribunal to complete the departmental enquires against the first respondent is extended from three months to six months from to day. In case 1st respondent does not cooperate with enquiry, the petitioners are at liberty to proceed with matter in accordance with law. The order of imposing cost of 3,000/- which was directed to be paid by the petitioners to the first respondent by the Tribunal, is set aside. Except this, in all other aspects, the orders impugned stands as it is. Accordingly, the writ petition is disposed of No order as to cost.”

8. Government after careful examination of the matter and in compliance with the orders of the Hon'ble APAT and the Hon'ble A.P. High Court hereby cancel the orders issued vide G.O Rt. No. 1555 MA dated: 29.11.2011 for imposing of penalty 5% cut in pension for a period of three years and drop further action against Sri V. Narayana, ACP (Retd), on the charges framed in the G.O. 1st read above. Accordingly, Government hereby drop further action against him in this case.

9. The Director of Town Country Planning, A.P. Hyderabad shall take necessary further action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**B. SAM BOB
PRINCIPAL SECRETARY TO GOVERNMENT**

To
Sri V. Narayana, ACP (Retd),
through the Director of Town and Country Planning A.P. Hyderabad

Copy to:

The Director of Town and Country Planning , Hyderabad.
The Secretary, A.P. Vigilance Commission, Hyderabad.
The General Administration (Vigilance & Enforcement) Dept.,
BRKR Bhavan, Hyderabad.(W.r.t.their V.R.57,
(C.No.210/V&E/D1/2001) Dt.07.07.2001)

SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER